

THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION No. 18508 OF 2007

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Dated 25th October, 2007

Between:

Gogireddy Pratap Reddy and another.

...Petitioners

And

The Chairman & Managing Director,
APSPDCL, Southern Region,
Tirupathi, Chittoor District and others.

...Respondents.

ORAL ORDER:

In this writ petition, the petitioners seek a declaration that the action of the respondents in removing the existing single phase transformer to be replaced with III Phase transformer pursuant to the proceedings dated 11.8.2007, is illegal and arbitrary.

It is the case of the petitioners that earlier Single Phase transformer was installed, from which, service connection was provided to the petitioners' bore well for the purpose of agriculture in the land to an extent of Ac.10.00. The grievance of the petitioners is that as much as they already purchased the equipment, namely, the motor, pipes etc. for the purpose of drawing water from the bore well based on the Single Phase transformer, the replacement of the said transformer with three-phase transformer would cause a great loss to them.

In the counter affidavit filed on behalf of the respondents, it is stated that earlier there were single-phase 15KVA distribution transformers for feeding agricultural loads. But, however, a policy decision has been taken to provide III Phase power supply to all the existing bore wells in the District and, thus, instructions have been issued for replacement of single phase 15KVA with III Phase 16 KVA transformers. It is further stated that the petitioners were informed number of times during rabi season and after installation of III-Phase transformer petitioners were given power supply from the said transformer from 4.5.2007.

As much as it is a policy decision to provide III Phase power supply to all the existing bore wells in the District, each and every consumer need not be given specific notice. In fact, replacement of Single Phase 15 KVA transformer with III-Phase 16 KVA transformer is in the better interest of the consumers. May be, the

equipment like motor, pipes etc have to be changed in view of the replacement of Single Phase Transformers with III-Phase Transformers, but, that by itself is not a ground to prevent the change of transformers pursuant to policy decision taken by the respondents, which is in larger interest of the consumers.

For the foregoing reasons, I do not find any ground for grant of the relief prayed for in this writ petition. The writ petition is accordingly dismissed. No costs.

25-10-2007 **R.SUBHASH REDDY, J.**

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